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APPLICATION NO.	F	ILING DATE	FIRST NAMED INVENTOR		ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/765,142 01/18/2001		01/18/2001	Richard Sayre		OSU1159-139	7817
8698	7590	12/15/2004			EXAM	IINER
STANDLEY LAW GROUP LLP					EVANS, CHARESSE L	
495 METRO PLACE SOUTH SUITE 210					ART UNIT	PAPER NUMBER
DUBLIN, OH 43017				1615	****	

DATE MAILED: 12/15/2004

Please find below and/or attached an Office communication concerning this application or proceeding.



# UNITED STATES DEPARTMENT OF COMMERCE

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EXAMINER

ART UNIT PAPER

121604

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**Commissioner for Patents** 

Receipt is acknowledged of the Information Disclosure Statement filed July 8, 2002. Enclosed please find an initialed copy of the 1449 for your records.

THURMAN K. PAGE SUPERVISORY PATENT EXAMINER JECHNOLOGY CENTER 1600

Thurman K. Page SPE, Art Unit 1615 571-272-0602 Remsen 4A81

In accordance with 37 CFR Section 1.97(c)(2) and 1.97(e)(1), Applicant certifies that the . items of information contained in the Supplemental Information Disclosure Statement was cited in a communication mailed November 14, 2000 from the PCT office in a counterpart foreign application and therefore no fee is required.

#### U.S. PATENTS

U.S. PATENT NUMBER PATE INVENTORS

5,670,191 09/23/97 Cummings et al.

### FOREIGN PATENT DOCUMENTS

COUNTRY	DATE	PATENT NO.	INVENTOR(S)
PCT	12/02/99	WO 99/60838	Sayre et al.

### OTHER DOCUMENTS

- CHANEY et al., Phytoremediation of Soil Metals, Current Opinion in Biotechnology, 1997,
   Vol. 8, pages 279-284.
- MISRA et al., Heavy Metal Tolerant Transgenic Brassica Napus L. and Nicotiana Tabacum
   L. Plants, Theor. Appl. Genet. 1989, Vol. 78, pages 161-168.
- BROWN et al., Introduction of Exogenous DNA into Chlamydomonas Reinhardtii by
   Electroporation, Molecular and Cellular Biology, 1991, Vol. 11, No. 4, pages 2328-2332.

A copy of each document is included for the express purpose of providing the Patent and Trademark Office with ample opportunity to evaluate the same and arrive at an independent assessment of the materiality of each, if any, to the examination of the above-identified application.

Examinen

DAte Considered 12/ 10/04

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